

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Chittoor District – Withdrawal of prosecution against Sri M. Subramanyam Reddy, Chairman, Zilla Parishad, Chittoor and others in Cr.No.11/2006, under sections 147, 148, 324, 427 and 506 read with section 149 of the Indian Penal Code, 1860 and Section 3(1)(x) of Scheduled Castes / Scheduled Tribes (Prevention of Atrocities) Act, 1989 of Kuppam Police Station pending before Hon'ble Judicial First Class Magistrate, Kuppam vide PRC No.19/2006 – Orders – Issued.

LAW (L.A. & J – HOME – COURTS-B) DEPARTMENT

G.O.Rt.No. 2076

Dated: 20.11.2008

Read the following:

1. Representation of Sri M.Subramanyam Reddy, Chairman, Zilla Parishad, Chittoor District, Dated:29.06.2006.
2. From the Director General of Police, A.P., Hyderabad, Lr.Rc.No.3205/Legis.3/2007, Dated:07.12.2007, 28.02.2008 and 27.03.2008.

ORDER:

Sri M.Subramanyam Reddy, Chairman, Zilla Parishad, Chittoor District in his representation 1st read above has represented that on 08.02.2006, due to political rivalry, a complaint was preferred against him and others under Scheduled Castes / Scheduled Tribes (Prevention of Atrocities) Act, 1989 and other sections, the same was registered by the Kuppam Police Station. The individual has therefore requested to withdraw prosecution against him and others in the said case.

2. The Director General of Police, A.P., Hyderabad in his letter 2nd read above has informed that a case in Cr.No.11/2006, under sections 147, 148, 324, 427 and 506 read with section 149 of the Indian Penal Code, 1860 and Section 3(1)(x) of Scheduled Castes / Scheduled Tribes (Prevention of Atrocities) Act, 1989 of Kuppam P.S. was registered based on the complainant preferred by Sri K.N.Sreenivasulu (complainant) wherein the complainant alongwith others attended a meeting. Sri M.Subramanyam Reddy, Chairman, Z.P. Chittoor alongwith others attempted to kill Sri R.H.Jayarami Reddy, who accompanied the complainant. The complainant and others tried to rescue Sri R.H.Jayarami Reddy, the accused sprinkled chilli powder in their eyes and assaulted them with chairs and caused injuries. Further the accused abused Sri T.Shivaram, MPTC of V.Kota by taking his caste, as the said MPTC belongs to SC and also assaulted him.

3. The Director General of Police, A.P., Hyderabad based on the report of the Superintendent of Police, Chittoor has not recommended for withdrawal of prosecution against Sri M.Subramanyam Reddy & others in the said case.

4. Government after careful examination of the matter, based on the material available observed that since there is no specific over act against Sri M.Subramanyam Reddy (A1), Chairman, Zilla Parishad, Chittoor and others, there is lot of variation and improvement in the statements recorded under section 161(3) of the Cr.P.C., and in the FIR lodged. Hence, it is decided to withdraw prosecution against Sri M.Subramanyam Reddy (A1) and following others mentioned below in Cr.No.11/2006, under sections 147, 148, 324, 427 and 506 read with section 149 of the Indian Penal Code, 1860 (Central Act 45 of 1860) and Section 3(1)(x) of Scheduled Castes / Scheduled Tribes (Prevention of Atrocities) Act, 1989 of Kuppam P.S.

S/Sri

1. C.Subramanyam (A4), R/o.Thulasinayanipalli, Santipuram (M);
2. V.Chandra Babu (A6), R/o.Santhipuram (V&M);
3. Tenkayala Ramappa (A7), R/o.Munaswampuram Colony, Old pet, Kuppam;
4. Ramachandrappa (A17), R/o.Kodiganipalli (V), Gudupalli (M);
5. Senthil Kumar (A18), R/o.Kuppam;
6. Nagaraju (A19), R/o.Noolukunta (V), Kuppam (M);

p.t.o....

7. C.R.Mohan (A20), R/o.Somaiah Street, Kuppam;
8. Abbaiah (A21), R/o.Karlagatta, Santhipuram (M); and
9. S.Venkatesh (A22) R/o.Kolamadugu (V), Santhipuram (M); and

5. The Collector & District Magistrate, Chittoor District is, therefore, requested to instruct the Additional Public Prosecutor concerned to file a petition under section 321 of the Code of Criminal Procedure, 1973 (Central Act 2 of 1974) for withdrawal of prosecution against the accused mentioned in para (4) above in Cr.No.11/2006, under sections 147, 148, 324, 427 and 506 read with section 149 of the Indian Penal Code, 1860 (Central Act 45 of 1860) and Section 3(1)(x) of Scheduled Castes / Scheduled Tribes (Prevention of Atrocities) Act, 1989 of Kuppam P.S vide PRC No.19/2006 in Hon'ble Judicial First Class Magistrate's Court, Kuppam, under intimation to Government.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.SURI APPA RAO,
SECRETARY TO GOVERNMENT
LEGISLATIVE AFFAIRS & JUSTICE (i/c.)

To
The Collector & District Magistrate, Chittoor District
The Director General of Police, A.P., Hyderabad
The Superintendent of Police, Chittoor District.
The Additional Public Prosecutor concerned (thro' Collector concerned)
Copy to:
The Law (E) Department
Sf/Sc.

// forwarded :: by order //

Section Officer